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FACSIMILE TRANSMITTAL SHEET

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**DATE:** April 26, 2005

**TO:** Office of Petitions

**FROM:** Peter A. Nieves

**COMPANY:** USPTO

**PHONE NUMBER:** 603-668-1400

**FAX NUMBER:** 703-872-9306

**OUR REFERENCE:** HESPER.1000

**TOTAL NO. OF PAGES,  
INCLUDING COVER SHEET:** 5

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URGENT

FOR REVIEW

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**NOTES/COMMENTS:**

- Attached:
1. Form PTO-2038 in the amount of \$750.00
  2. Petition for Revival of an Application for Patent Abandoned for Failure to Notify the Office of a Foreign or International Filing (2 pgs)
  3. Rescission of Previous Nonpublication Request (1 pg)

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APR-26-05 TUE 01:27 PM HAYES SOLOWAY

FAX NO. 603 6688567

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PTO/SB/84a (11-03)

Approved for use through 7/31/2006, OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED FOR  
FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL FILING  
(37 CFR 1.137(f))**

Docket Number (Optional)

HESPER.1000

First named Inventor: Morris, et al.

Application No.: 10/666,563

Art Unit: 1771

Filed: September 19, 2003

Examiner: Monique R. Jackson

Title: Methods for Coating Surfaces with Metal and Products Made Thereby

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX: (703) 872-9306

04/27/2005 EKOLII 00000001 10666563

01 FD:2453

750.00 0P

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

**PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION  
UNDER 37 CFR 1.137(b)**

1. Petition fee

Small entity-fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is 1/6/04.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/64a (11-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**STATEMENT:** The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.  
[NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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4/26/05

Date



Signature

Telephone  
Number: 603-668-1400Peter A. Nieves

Typed or printed name

Hayes Soloway PC, 175 Canal Street

Address

Manchester, NH 03101Enclosures:  Fee Payment

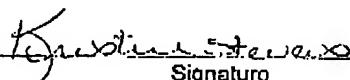
- Additional sheets containing statements establishing unintentional delay  
 Other \_\_\_\_\_

**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

4/26/05  
Date

  
Signature

Kristine Stevens  
Type or print name of person signing certificate

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PTO/SB/36 (08-03)  
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**RESCISSON OF PREVIOUS  
NONPUBLICATION REQUEST  
(35 U.S.C. 122(b)(2)(B)(ii))  
AND, IF APPLICABLE  
NOTICE OF FOREIGN FILING  
(35 U.S.C. 122(b)(2)(B)(iii))**

Send completed form to:

Mail Stop PG Pub  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX: (703) 305-8568

Application Number	10/666,563
Filing Date	September 19, 200
First Named Inventor	Morris, et al.
Title	Methods for Coating Surfaces with Metal and Products Made Thereby
Atty Docket Number	HERSPER.1000
Group Art Unit	1771
Examiner	Monique R. Jackson

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

*If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).*

4/26/05

Date

603-668-1400

Telephone number

Signature

Peter A. Nieves, Attorney for Applicants

Typed or printed name

**This request must be signed in compliance with 37 CFR 1.33(b).**

If information or assistance is needed in completing this form, please contact the Pre-Grant Publication Division at (703) 605-4283 or by e-mail at PGPub@USPTO.gov.

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Name (Print/Type)

Kristrie Stevens

Signature

Date

4/26/05

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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